

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

CR. NO. 05 - 10010

V.

JOHN MONTONI, et al.,

**MOTION FOR THE PRODUCTION OF STATEMENTS OF CO -  
DEFENDANTS**

Now comes the defendant, John Montoni, in the above – captioned matter and respectfully requests that this Honorable Court Order the production of any and all statements made by or attributed to the co – defendants, Igor Moyseyev, David Tamaren and Severen Yelaun. As grounds therefore, the defendant states:

1. The discovery of said statements is necessary in order for the Defendant to determine whether he will move for severance pursuant to Fed. R. Crim. P.14. See, Bruton v. U.S., 391 U.S. 123 (1968).
2. The evidence sought is potentially exculpatory in nature and should be produced pursuant to Brady v. Maryland, 373 U.S. 83 (1963). See also, Giglio v. U.S., 415 U.S. 150 (1972) and U.S. v. Agurs, 427 U.S. 97 (1976).

Respectfully submitted,  
John Montoni,  
By his attorney,

/s/ Neil F. Faigel  
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Date: December 14, 2005